IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

THURSDAY, THE SIXTEENTH DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

**THE HON'BLE SMT JUSTICE T.MEENA KUMARI**

**and**
**THE HON'BLE SRI JUSTICE P.LAKSHMANA REDDY**

**WRIT APPEAL NO : 958 of 2005**

(Writ Appeal under Clause 15 of the Letters Patent against the Order dated 22/03/2005 in WP No. 5817 of 2005 on the file of the High Court.)

Between:

P.M. Geetha, D/o. P.R. Maruthi Rao, Exhibition Ground, Hyderabad-1, R/o. Flat No.4-3, Gharounda Triveni Apartments, Padmarao Nagar, Secunderabad.

..... APPELLANT

AND

1 The Prl. Secretary, Department of Education, ( Technical

Education), Govt of A.P., Secretariat, Hyd.
2 The Commissioner/Director of Technical Education,

B.R.K.Blocks, Hyderabad.
3 The Chairman and Managing Committee, kamala Nehru

Plolytechnic for Women, Exhibition Grounds, Hyderabad.

.....RESPONDENTS

Counsel for the Appellant: MR.SADURAJESWARA REDDY

Counsel for the Respondent Nos.1 to 3: GP FOR TECHNICAL EDUCATION

The Court made the following :

JUDGMENT: ( Per the Hon'ble Smt Justice T.Meena Kumari)

Aggrieved thereby and dissatisfied therewith the order dated 22.03.2005 passed by the learned single Judge in W.P.No.5817 of 2005, the writ appeal has been filed by the appellant.

The tell-tale facts leading to filing of the writ appeal may have to be noticed.

The appellant-petitioner was initially appointed as an Assistant Lecturer in Dress Making & Costume Designs (now it is called as Department of "Garment Technology") on 14.2.1972 in the 3rd respondent College. On 23.01.1976 she was promoted to the post of Lecturer. Subsequently, she was appointed as Head of the Section on 17.8.1978. After that, she was directed to work as incharge Principal vide proceedings No.KNPW/713, dated 30.10.2004 till regular appointment is made in the post of principal as the Principal of the said college was on sick leave from 1.10.2003 till the date of her retirement i.e., 31.10.2004. She made representations dated 22.1.2004, 16.8.2004, 26.8.2004 and 9.9.2004 to the 3rd respondent College seeking promotion from the post of Head of Section to the Post of Principal as she is the senior most person. But during the said period, one Georgina Peres was illegally directed to act as in charge principal in the 3rd respondent college. In that connection, the Government issued Memo No.E1/31985/2002, dated 24-09-2004 to consider the seniority of the petitioner to the post of Principal in the 3rd respondent college. If the promotion is not given to the petitioner, the purpose of filing of the writ petition will be defeated as the petitioner is going to retire on 5.6.2005 on attaining the age of superannuation. Hence, the writ petition.

The learned Single Judge, on examination of the facts of the case as adumbrated above, has directed the respondent-college to consider the representation of the petitioner and take appropriate decision in filling up the post of principal in the 3rd respondent college in accordance with law, rules and regulations, within a period of one month.

Heard the learned counsel on either side.

In view of the crystallized facts, it ordains that in pursuance of the order passed by the learned single Judge, the 3rd respondent college regularized the services of the petitioner in the post of Principal w.e.f.11.4.2005.

Contextual facts also depict that the petitioner was retired on 5.6.2005.

We do not find any valid ground for interference with the impugned judgment, in view of the fact that the cause in the writ petition does not survive as the petitioner was already retired on 5.6.2005.

Resultantly, the writ appeal fails and is accordingly dismissed. No costs.

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T.Meena Kumari, J

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P.Lakshmana Reddy, J

16.06.2005

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**To**

1 The Prl. Secretary, Department of Education, ( Technical Education), Govt of A.P., Secretariat, Hyd.

2 The Commissioner/Director of Technical Education, B.R.K.Blocks, Hyderabad.
3 The Chairman and Managing Committee, kamala Nehru Plolytechnic for Women, Exhibition Grounds, Hyderabad.

4. Two CCs to GP for Technical Education, High Court of A.P,

Hyderabad.

5. 2 CD copies